

HON. BARBARA J. ROTHSTEIN

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON

METROPOLITAN PROPERTY AND
CASUALTY INSURANCE COMPANY,
a Rhode Island corporation,

Plaintiff,

vs.

DAVID H. HERRERA and BECKY L.
HERRERA, husband and wife, and the
marital community comprised thereof,

Defendants,

and

BRIAN ONUTZ and AMY ONUTZ, a
married couple,

Intervenors.

Case No.: 2:19-cv-00250-BJR

**REVISED ORDER RE BRIEFING
SCHEDULE ON ANSWERS,
MOTIONS AND CROSS MOTION
RE COVERAGE**

WHEREAS counsel for all parties have agreed to the intervention of Brian Onutz and Amy Onutz, as Intervenors' Complaint has been filed, as Plaintiff and Defendant have accepted service, and as all parties have agreed to the following schedule, it is now Ordered that:

ORDER RE BRIEFING SCHEDULE ON MOTION
AND CROSS MOTION RE COVERAGE - 1.

Case No. 2:19-cv-00250-BJR

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1 1. Intervenor's Complaint was filed August 7, 2019. Plaintiff and Defendant will file
2 their Answer or other responsive pleading by Wednesday, August 28, 2019 (20 days after
3 the filing date).

4 2. Defendant and Intervenor's shall file their brief and supporting documents in
5 opposition to the pending Motion for Summary Judgment – Coverage on or before Friday,
6 September 27, 2019 (30 days after the due date of the Answer or other responsive pleading),
7 and may include in the same brief a cross motion for summary judgment re coverage along
8 with any supporting declarations;

9 3. Plaintiff's combined briefing in opposition and reply shall be due twenty-one (21)
10 days after the filing of Defendant and Intervenor's opposition and motion;

11 4. Defendant and Intervenor's sur-reply will be due twenty-one (21) days after the
12 filing of Plaintiff's combined briefing in opposition and reply;

13 5. The Court sets ~~as the date for decision and~~ will advise *BJR*
14 the parties if oral argument is permitted; and

15 6. The Court will consider any issues pertaining to attorney fees and costs in a separate
16 and subsequent motion following the Court's ruling on the coverage-related summary
17 judgement motions.
18

19
20 **ORDER**

21 It is so ordered.

22 DATED this th 14 day of August, 2019.

23
24 *Barbara J. Rothstein*
25 THE HONORABLE BARBARA J.
ROTHSTEIN

1
2 Presented jointly by:

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20 Attorneys for Intervenors Brian Onutz and Amy Onutz